

on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions. If the Committee of the Whole rises and reports that it has come to no resolution on the bill, then on the next legislative day the House shall, immediately after the third daily order of business under clause 1 of rule XIV, resolve into the Committee of the Whole for further consideration of the bill.

SEC. 3. Clause 1(c) of rule XIX shall not apply to the consideration of H.R. 305.

#### THE VOTE ON THE PREVIOUS QUESTION: WHAT IT REALLY MEANS

This vote, the vote on whether to order the previous question on a special rule, is not merely a procedural vote. A vote against ordering the previous question is a vote against the Republican majority agenda and a vote to allow the Democratic minority to offer an alternative plan. It is a vote about what the House should be debating.

Mr. Clarence Cannon's Precedents of the House of Representatives (VI, 308-311), describes the vote on the previous question on the rule as "a motion to direct or control the consideration of the subject before the House being made by the Member in charge." To defeat the previous question is to give the opposition a chance to decide the subject before the House. Cannon cites the Speaker's ruling of January 13, 1920, to the effect that "the refusal of the House to sustain the demand for the previous question passes the control of the resolution to the opposition" in order to offer an amendment. On March 15, 1909, a member of the majority party offered a rule resolution. The House defeated the previous question and a member of the opposition rose to a parliamentary inquiry, asking who was entitled to recognition. Speaker Joseph G. Cannon (R-Illinois) said: "The previous question having been refused, the gentleman from New York, Mr. Fitzgerald, who had asked the gentleman to yield to him for an amendment, is entitled to the first recognition."

The Republican majority may say "the vote on the previous question is simply a vote on whether to proceed to an immediate vote on adopting the resolution . . . [and] has no substantive legislative or policy implications whatsoever." But that is not what they have always said. Listen to the Republican Leadership Manual on the Legislative Process in the United States House of Representatives, (6th edition, page 135). Here's how the Republicans describe the previous question vote in their own manual: "Although it is generally not possible to amend the rule because the majority Member controlling the time will not yield for the purpose of offering an amendment, the same result may be achieved by voting down the previous question on the rule. . . . When the motion for the previous question is defeated, control of the time passes to the Member who led the opposition to ordering the previous question. That Member, because he then controls the time, may offer an amendment to the rule, or yield for the purpose of amendment."

In Deschler's Procedure in the U.S. House of Representatives, the subchapter titled "Amending Special Rules" states: "a refusal to order the previous question on such a rule [a special rule reported from the Committee on Rules] opens the resolution to amendment and further debate." (Chapter 21, section 21.2) Section 21.3 continues: "Upon rejection of the motion for the previous question on a resolution reported from the Committee on Rules, control shifts to the Member leading the opposition to the previous question, who may offer a proper amendment

or motion and who controls the time for debate thereon."

Clearly, the vote on the previous question on a rule does have substantive policy implications. It is one of the only available tools for those who oppose the Republican majority's agenda and allows those with alternative views the opportunity to offer an alternative plan.

Mr. COLLINS of Georgia. Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The SPEAKER pro tempore. The question is on ordering the previous question.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. POLIS. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this question will be postponed.

#### RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess until approximately 2:15 p.m. today.

Accordingly (at 1 o'clock and 4 minutes p.m.), the House stood in recess.

□ 1415

#### AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. SIMPSON) at 2 o'clock and 15 minutes p.m.

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will resume on questions previously postponed.

Votes will be taken in the following order:

Ordering the previous question on House Resolution 324; and

Adopting House Resolution 324, if ordered.

The first electronic vote will be conducted as a 15-minute vote. The remaining electronic vote will be conducted as a 5-minute vote.

#### PROVIDING FOR CONSIDERATION OF H.R. 1039, PROBATION OFFICER PROTECTION ACT OF 2017

The SPEAKER pro tempore. The unfinished business is the vote on ordering the previous question on the resolution (H. Res. 324) providing for consideration of the bill (H.R. 1039) to amend section 3606 of title 18, United States Code, to grant probation officers authority to arrest hostile third parties who obstruct or impede a probation officer in the performance of official duties, on which the yeas and nays were ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on ordering the previous question.

The vote was taken by electronic device, and there were—yeas 226, nays 188, not voting 16, as follows:

[Roll No. 263]

YEAS—226

Abraham	Gohmert	Nunes
Aderholt	Goodlatte	Olson
Allen	Gosar	Palazzo
Amash	Gowdy	Palmer
Amodel	Granger	Paulsen
Arrington	Graves (GA)	Pearce
Babin	Graves (LA)	Perry
Bacon	Graves (MO)	Poe (TX)
Banks (IN)	Griffith	Poliquin
Barletta	Grothman	Posey
Barr	Guthrie	Ratcliffe
Barton	Harper	Reed
Bergman	Harris	Reichert
Biggs	Hartzler	Renacci
Bilirakis	Hensarling	Rice (SC)
Bishop (MI)	Herrera Beutler	Roby
Bishop (UT)	Hice, Jody B.	Roe (TN)
Black	Higgins (LA)	Rogers (AL)
Blackburn	Hill	Rogers (KY)
Blum	Holding	Rohrabacher
Bost	Hollingsworth	Rooney, Francis
Brady (TX)	Hudson	Ros-Lehtinen
Brat	Huizenga	Roskam
Bridenstine	Hultgren	Ross
Brooks (AL)	Hunter	Rothfus
Brooks (IN)	Hurd	Rouzer
Buchanan	Issa	Royce (CA)
Buck	Jenkins (KS)	Russell
Bucshon	Jenkins (WV)	Rutherford
Budd	Johnson (LA)	Sanford
Burgess	Johnson (OH)	Scalise
Byrne	Jordan	Schweikert
Calvert	Joyce (OH)	Scott, Austin
Carter (GA)	Katko	Sensenbrenner
Carter (TX)	Kelly (MS)	Shimkus
Chabot	Kelly (PA)	Shuster
Cheney	King (IA)	Simpson
Coffman	King (NY)	Smith (MO)
Collins (GA)	Kinzinger	Smith (NE)
Collins (NY)	Kustoff (TN)	Smith (NJ)
Comer	Labrador	Smith (TX)
Comstock	LaHood	Smucker
Conaway	LaMalfa	Stefanik
Cook	Lamborn	Stewart
Costello (PA)	Lance	Stivers
Cramer	Latta	Taylor
Culberson	Lewis (MN)	Tenney
Curbelo (FL)	LoBiondo	Thompson (PA)
Davidson	Long	Thornberry
Davis, Rodney	Loudermilk	Tiberi
Denham	Love	Tipton
Dent	Lucas	Trott
DeSantis	Luetkemeyer	Turner
DesJarlais	MacArthur	Upton
Diaz-Balart	Marchant	Valadao
Donovan	Marino	Wagner
Duffy	Marshall	Walberg
Duncan (SC)	Massie	Walden
Duncan (TN)	Mast	Walker
Dunn	McCarthy	Walorski
Emmer	McCaul	Walters, Mimi
Estes (KS)	McClintock	Weber (TX)
Farenthold	McHenry	Webster (FL)
Faso	McKinley	Wenstrup
Ferguson	McMorris	Westerman
Fitzpatrick	Rodgers	Williams
Fleischmann	McSally	Wilson (SC)
Flores	Meadows	Wittman
Fortenberry	Meehan	Womack
Fox	Messer	Woodall
Franks (AZ)	Mitchell	Yoder
Frelinghuysen	Moolenaar	Yoho
Gaetz	Mooney (WV)	Young (AK)
Gallagher	Mullin	Young (IA)
Garrett	Murphy (PA)	Zeldin
Gibbs	Noem	

NAYS—188

Adams	Blumenauer	Bustos
Aguilar	Blunt Rochester	Butterfield
Barragán	Bonamici	Capuano
Bass	Boyle, Brendan	Carbajal
Beatty	F.	Cardenas
Bera	Brady (PA)	Carson (IN)
Beyer	Brown (MD)	Cartwright
Bishop (GA)	Brownley (CA)	Castor (FL)

Castro (TX)	Jackson Lee	Perlmutter	Blackburn	Hartzler	Pearce	Jackson Lee	Matsui	Schakowsky
Chu, Judy	Jayapal	Peters	Blum	Hensarling	Perry	Jayapal	McColum	Schiff
Ciilline	Jeffries	Peterson	Bost	Herrera Beutler	Poe (TX)	Jeffries	McGovern	Schneider
Clark (MA)	Johnson (GA)	Pingree	Brady (TX)	Hice, Jody B.	Poliquin	Johnson (GA)	McNerney	Schrader
Clarke (NY)	Johnson, E. B.	Pocan	Brat	Higgins (LA)	Posey	Johnson, E. B.	Meeks	Scott (VA)
Clay	Jones	Polis	Bridenstine	Hill	Ratcliffe	Kaptur	Meng	Scott, David
Cleaver	Kaptur	Price (NC)	Brooks (AL)	Hollingsworth	Reed	Keating	Moore	Serrano
Clyburn	Keating	Quigley	Brooks (IN)	Hudson	Reichert	Kelly (IL)	Moulton	Sewell (AL)
Cohen	Kelly (IL)	Raskin	Buchanan	Huizenga	Renacci	Kennedy	Murphy (FL)	Shea-Porter
Connolly	Kennedy	Rice (NY)	Buchanan	Hultgren	Rice (SC)	Khanna	Nadler	Sherman
Conyers	Khanna	Richmond	Bucshon	Hunter	Roby	Kihuen	Neal	Sinema
Cooper	Kihuen	Rosen	Budd	Hurd	Roe (TN)	Kildee	Nolan	Sires
Correa	Kildee	Roybal-Allard	Burgess	Issa	Rogers (AL)	Kilmer	Norcross	Slaughter
Costa	Kilmer	Ruiz	Byrne	Jenkins (KS)	Rogers (KY)	Kind	O'Rourke	Smith (WA)
Courtney	Kind	Ruppersberger	Calvert	Jenkins (WV)	Rohrabacher	Krishnamoorthi	Pallone	Soto
Crist	Krishnamoorthi	Rush	Carter (GA)	Johnson (LA)	Rokita	Kuster (NH)	Panetta	Suozi
Crowley	Kuster (NH)	Ryan (OH)	Carter (TX)	Johnson (OH)	Rooney, Francis	Langevin	Payne	Takano
Cuellar	Langevin	Sánchez	Chabot	Jones	Ros-Lehtinen	Larsen (WA)	Pelosi	Thompson (CA)
Cummings	Larsen (WA)	Sarbanes	Cheney	Jordan	Roskam	Larsen (CT)	Perlmutter	Thompson (MS)
Davis (CA)	Larson (CT)	Schakowsky	Coffman	Joyce (OH)	Ross	Lawrence	Peters	Titus
Davis, Danny	Lawrence	Schiff	Collins (GA)	Katko	Rothfus	Lawson (FL)	Peterson	Tonko
DeFazio	Lawson (FL)	Schneider	Collins (NY)	Kelly (MS)	Rouzer	Lee	Pingree	Torres
DeGette	Lee	Schrader	Comer	Kelly (PA)	Royce (CA)	Levin	Pocan	Tsongas
Delaney	Levin	Scott (VA)	Comstock	King (IA)	Russell	Lewis (GA)	Polis	Vargas
DeLauro	Lewis (GA)	Scott, David	Conaway	King (NY)	Rutherford	Lieu, Ted	Price (NC)	Veasey
DelBene	Lieu, Ted	Serrano	Cook	Kinzing	Sanford	Lipinski	Quigley	Vela
Demings	Lipinski	Sewell (AL)	Costello (PA)	Knight	Scalise	Loeb sack	Raskin	Velázquez
DeSaulnier	Loeb sack	Shea-Porter	Cramer	Kustoff (TN)	Schweikert	Lofgren	Rice (NY)	Visclosky
Deutch	Lofgren	Sherman	Culberson	Labrador	Scott, Austin	Lowenthal	Richmond	Walz
Dingell	Lowenthal	Sinema	Curbelo (FL)	LaHood	Sensenbrenner	Lowe	Rosen	Wasserman
Doggett	Lowe	Sires	Davidson	LaMalfa	Shimkus	Lujan Grisham,	Roybal-Allard	Schultz
Doyle, Michael	Lujan Grisham,	Slaughter	Davis, Rodney	Lamborn	Shuster	M.	Ruiz	Waters, Maxine
F.	M.	Smith (WA)	Denham	Lance	Simpson	Luján, Ben Ray	Ruppersberger	Watson Coleman
Ellison	Luján, Ben Ray	Soto	Dent	Latta	Smith (MO)	Lynch	Rush	Welch
Engel	Lynch	Suozi	DeSantis	Lewis (MN)	Smith (NE)	Maloney,	Ryan (OH)	Wilson (FL)
Eshoo	Maloney,	Takano	DesJarlais	LoBiondo	Smith (NJ)	Carolyn B.	Sánchez	Yarmuth
Españillat	Carolyn B.	Thompson (CA)	Diaz-Balart	Long	Smith (TX)	Maloney, Sean	Sarbanes	
Esty (CT)	Maloney, Sean	Thompson (MS)	Donovan	Loudermilk	Smucker			
Evans	Matsui	Titus	Duffy	Love	Stefanik			
Foster	McColum	Tonko	Duncan (SC)	Lucas	Stewart	Boyle, Brendan	Gutiérrez	Pittenger
Frankel (FL)	McGovern	Torres	Duncan (TN)	Luetkemeyer	Stivers	F.	Holding	Rooney, Thomas
Fudge	McNerney	Tsongas	Dunn	MacArthur	Taylor	Chaffetz	Johnson, Sam	J.
Gabbard	Meng	Vargas	Emmer	Marino	Tenney	Cole	McEachin	Sessions
Gallego	Moore	Veasey	Estes (KS)	Marshall	Thompson (PA)	Crawford	Napolitano	Speier
Garamendi	Moulton	Vela	Farenthold	Faso	Thornberry	Franks (AZ)	Newhouse	Swalwell (CA)
Gonzalez (TX)	Murphy (FL)	Velázquez	Ferguson	McCarthy	Tiberi			
Gottheimer	Nadler	Visclosky	Fitzpatrick	McCaul	Tipton			
Green, Al	Neal	Walz	Fleischmann	McClintock	Trott			
Green, Gene	Nolan	Wasserman	Flores	McHenry	Turner			
Grijalva	Norcross	Schultz	Fortenberry	McKinley	Upton			
Hanabusa	O'Halleran	Waters, Maxine	Fox	McMorris	Valadao			
Hastings	O'Rourke	Watson Coleman	Frelinghuysen	Rodgers	Wagner			
Heck	Pallone	Welch	Gaetz	McSally	Walberg			
Higgins (NY)	Panetta	Wilson (FL)	Gallagher	Meadows	Walden			
Himes	Pascarell	Yarmuth	Garrett	Meehan	Walker			
Hoyer	Payne		Gibbs	Messner	Walorski			
Huffman	Pelosi		Gohmert	Mitchell	Walters, Mimi			

## NOT VOTING—16

Chaffetz	McEachin	Rooney, Thomas
Cole	Meeks	J.
Crawford	Napolitano	Sessions
Gutiérrez	Newhouse	Speier
Johnson, Sam	Pittenger	Swalwell (CA)
Knight	Rokita	

## □ 1438

So the previous question was ordered.  
The result of the vote was announced as above recorded.

The SPEAKER pro tempore. The question is on the resolution.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

## RECORDED VOTE

Mr. POLIS. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER pro tempore. This will be a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 230, noes 184, not voting 16, as follows:

[Roll No. 264]

AYES—230

Abraham	Babin	Bergman
Aderholt	Bacon	Biggs
Allen	Banks (IN)	Bilirakis
Amash	Barletta	Bishop (MI)
Amodei	Barr	Bishop (UT)
Arrington	Barton	Black

## NOES—184

Adams	Clarke (NY)	Doggett
Aguilar	Clay	Doyle, Michael
Barragán	Cleaver	F.
Bass	Clyburn	Ellison
Beatty	Cohen	Engel
Bera	Connolly	Eshoo
Beyer	Conyers	Españillat
Bishop (GA)	Cooper	Esty (CT)
Blumenauer	Correa	Evans
Blunt Rochester	Costa	Foster
Bonamici	Courtney	Frankel (FL)
Brady (PA)	Crist	Fudge
Brown (MD)	Crowley	Gabbard
Brownley (CA)	Cuellar	Gallego
Bustos	Cummings	Garamendi
Butterfield	Davis (CA)	Gonzalez (TX)
Capuano	Davis, Danny	Green, Al
Carbajal	DeFazio	Green, Gene
Cárdenas	DeGette	Grijalva
Carson (IN)	Delaney	Hanabusa
Cartwright	DeLauro	Hastings
Castor (FL)	DelBene	Heck
Castro (TX)	Demings	Higgins (NY)
Chu, Judy	DeSaulnier	Himes
Ciilline	Deutch	Hoyer
Clark (MA)	Dingell	Huffman

## NOT VOTING—16

Boyle, Brendan	Gutiérrez	Pittenger
F.	Holding	Rooney, Thomas
Chaffetz	Johnson, Sam	J.
Cole	McEachin	Sessions
Crawford	Napolitano	Speier
Franks (AZ)	Newhouse	Swalwell (CA)

## □ 1447

So the resolution was agreed to.  
The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## PERSONAL EXPLANATION

Ms. SPEIER. Mr. Speaker, due to an unavoidable conflict, I missed the following votes on May 18. Had I been present, I would have voted “nay” on rollcall No. 263 and “nay” on rollcall No. 264.

## THIN BLUE LINE ACT

## GENERAL LEAVE

Mr. GOODLATTE. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and include extraneous materials on H.R. 115. The SPEAKER pro tempore. Is there objection to the request of the gentleman from Virginia?

There was no objection.

Mr. GOODLATTE. Mr. Speaker, pursuant to House Resolution 323, I call up the bill (H.R. 115) to amend title 18, United States Code, to provide additional aggravating factors for the imposition of the death penalty based on the status of the victim, and ask for its immediate consideration.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Pursuant to House Resolution 323, in lieu of the amendment in the nature of a substitute recommended by the Committee on the Judiciary printed in the bill, an amendment in the nature of a substitute consisting of the text of